

114TH CONGRESS
1ST SESSION

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To enhance transportation programs in order to achieve an interconnected transportation system which connects people to jobs, schools, and other essential services through a multimodal network, and for other purposes.

IN THE SENATE OF THE UNITED STATES

AUGUST 6, 2015

Mr. MERKLEY introduced the following bill; which was read twice and referred to the Committee on Banking, Housing, and Urban Affairs

A BILL

To enhance transportation programs in order to achieve an interconnected transportation system which connects people to jobs, schools, and other essential services through a multimodal network, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Transportation, Ac-
5 cess, and Opportunity Act of 2015”.

6 **SEC. 2. PUBLIC INVOLVEMENT IN PLAN DEVELOPMENT.**

7 (a) SECTION 134 AMENDMENT.—Section 134(i) of
8 title 23, United States Code, is amended—

1 (1) in paragraph (4), by adding at the end the
2 following:

3 “(D) PUBLIC INVOLVEMENT.—A metro-
4 politan planning organization shall offer inter-
5 ested parties, such as the interested parties de-
6 scribed in paragraph (6), a reasonable oppor-
7 tunity to participate in the development and
8 consideration of scenarios.”; and

9 (2) in paragraph (6)—

10 (A) in subparagraph (A), by striking
11 “comment on the transportation plan” and in-
12 serting “provide input during the development
13 and implementation of the transportation
14 plan”; and

15 (B) in subparagraph (B)(ii), by striking
16 “comment on the contents of the transportation
17 plan” and inserting “provide input during the
18 development and implementation of the trans-
19 portation plan”.

20 (b) SECTION 135 AMENDMENT.—Section
21 135(f)(3)(A)(ii) of title 23, United States Code, is amend-
22 ed by striking “comment on the transportation plan” and
23 inserting “provide input during the development and im-
24 plementation of the transportation plan”.

1 (c) SECTION 5303 AMENDMENT.—Section 5303(i) of
 2 title 49, United States Code, is amended—

3 (1) in paragraph (4), by adding at the end the
 4 following:

5 “(D) PUBLIC INVOLVEMENT.—A metro-
 6 politan planning organization shall offer inter-
 7 ested parties, such as those described in para-
 8 graph (6), a reasonable opportunity to partici-
 9 pate in the development and consideration of
 10 scenarios.”; and

11 (2) in paragraph (6), by striking “comment on
 12 the transportation plan” and inserting “provide
 13 input during the development and implementation of
 14 the transportation plan”.

15 (d) SECTION 5304 AMENDMENT.—Section
 16 5304(f)(3)(A)(ii) of title 49, United States Code, is
 17 amended by striking “comment on the proposed plan” and
 18 inserting “provide input during the development and im-
 19 plementation of the transportation plan”.

20 **SEC. 3. CONNECTION TO OPPORTUNITIES NATIONAL GOAL**
 21 **AND POTENTIAL PERFORMANCE MEASURE.**

22 (a) TRANSPORTATION CONNECTIONS TO OPPORTUNI-
 23 TIES.—Section 150(b) of title 23, United States Codes,
 24 is amended—

1 (1) in paragraph (2), by striking “highway in-
2 frastructure asset system” and inserting “infrastruc-
3 ture asset system under title 23”; and

4 (2) by adding at the end the following:

5 “(8) MULTIMODAL CONNECTIVITY.—To achieve
6 an interconnected transportation system which con-
7 nects people to jobs, schools, and other essential
8 services through a multimodal network.”.

9 (b) ESTABLISHMENT OF PERFORMANCE MEAS-
10 URES.—Section 150(c) of title 23, United States Code, is
11 amended—

12 (1) in paragraph (1), by inserting “as listed in
13 paragraphs (3), (4), (5), and (6)” before the period
14 at the end; and

15 (2) by adding at the end the following:

16 “(7) TRANSPORTATION CONNECTIVITY.—The
17 Secretary may, in accordance with the framework es-
18 tablished in sections 134 and 135 of this title, estab-
19 lish a Performance Measure to be used by metropoli-
20 tan planning organizations to assess the degree to
21 which the transportation system provides multimodal
22 connections to economic opportunities, including job
23 concentration areas, health care services, child care
24 services, and education and workforce training serv-
25 ices, particularly for disadvantaged populations.”.

1 **SEC. 4. MEASURING TRANSPORTATION CONNECTIVITY**
2 **PILOT ACTIVITIES.**

3 (a) TITLE 23.—Section 134 of title 23, United States
4 Code, as amended by this Act, is further amended by in-
5 serting at the end, the following:

6 “(r) MEASURING TRANSPORTATION CONNECTIONS
7 TO OPPORTUNITY.—

8 “(1) DEFINITIONS.—For purposes of this sub-
9 section—

10 “(A) the term ‘covered metropolitan plan-
11 ning organization’ means a metropolitan plan-
12 ning organization selected by the Secretary
13 under paragraph (2)(B)(i).

14 “(B) the term ‘opportunity’ means job con-
15 centration areas, schools, workforce training,
16 child care services, and health care services;

17 “(C) the term ‘pilot location’ means a loca-
18 tion selected by the Secretary under paragraph
19 (2)(B)(i);

20 “(D) the term ‘pilot program’ means the
21 Connection to Opportunity Pilot Program es-
22 tablished under paragraph (2)(A); and

23 “(E) the term ‘transportation-disadvan-
24 taged’, with respect to an individual or popu-
25 lation, means any individual or population of in-
26 dividuals who—

1 “(i) face challenges in securing or ac-
 2 cessing transportation due to age, dis-
 3 ability, or income constraints, including
 4 lack of access to public transportation or a
 5 private vehicle; or

6 “(ii) are members of a protected class
 7 listed in section 601 of the Civil Rights Act
 8 of 1964 (42 U.S.C. 2000d).

9 “(2) CONNECTION TO OPPORTUNITY PILOT
 10 PROGRAM.—

11 “(A) ESTABLISHMENT.—The Secretary
 12 shall establish a pilot program, to be known as
 13 the ‘Connection to Opportunity Pilot Program’,
 14 under which not more than 10 metropolitan
 15 planning organizations shall each develop and
 16 deploy not less than 1 pilot project to improve
 17 multimodal connectivity and increase connec-
 18 tions for transportation-disadvantaged individ-
 19 uals and neighborhoods with limited transpor-
 20 tation options.

21 “(B) PILOT LOCATIONS.—

22 “(i) IN GENERAL.—The Secretary
 23 shall select not more than 10 metropolitan
 24 planning organizations, each of which is a
 25 metropolitan planning organization serving

1 an urbanized area with a population of
2 more than 200,000 individuals, which shall
3 include—

4 “(I) metropolitan planning orga-
5 nizations that can demonstrate pre-
6 vious successful use of performance
7 measurements and performance-based
8 planning efforts, which the Secretary
9 shall designate as mentor grantees;
10 and

11 “(II) metropolitan planning orga-
12 nizations that have limited or no suc-
13 cessful previous experience in per-
14 formance measurements and perform-
15 ance-based planning efforts, which the
16 Secretary shall designate as novice
17 grantees.

18 “(ii) VARYING POPULATION SIZES.—
19 The Secretary shall ensure that the metro-
20 politan planning organizations selected
21 under clause (i) serve urbanized areas with
22 varying population sizes.

23 “(C) PILOT PROGRAM ACTIVITIES.—

24 “(i) TRANSPORTATION CONNECTIVITY
25 INVENTORY.—Not later than 6 months

1 after the date on which the Secretary se-
2 lects a pilot location and awards a grant
3 under this subsection, and in consultation
4 with appropriate States, transit agencies,
5 and local governments, a covered metro-
6 politan planning organization in the pilot
7 location shall develop from existing data an
8 inventory of transportation assets within
9 the urbanized area served by the covered
10 metropolitan planning organization, which
11 shall describe—

12 “(I) the condition and quality of
13 service of key highway, transit, bicy-
14 cle, pedestrian, and carshare facilities;

15 “(II) the degree to which the fa-
16 cilities described in subclause (I) pro-
17 vide residents with connections to eco-
18 nomic opportunities, including high
19 job concentration areas, health care
20 services, child care services, and edu-
21 cation and workforce training services;

22 “(III) the identity and location of
23 transportation-disadvantaged popu-
24 lations within the urbanized area and
25 the disparity of services and facilities

1 between those transportation-dis-
2 advantaged populations and non-
3 transportation-disadvantaged popu-
4 lations; and

5 “(IV) local challenges to
6 multimodal connectivity, such as—

7 “(aa) zoning or land use
8 issues;

9 “(bb) availability of afford-
10 able housing;

11 “(cc) availability of acces-
12 sible vehicles and accessible
13 transportation facilities that meet
14 the standards contained in sec-
15 tions 37.7 and 37.9, respectively,
16 of title 49, Code of Federal Reg-
17 ulations (or any successor there-
18 to); and

19 “(dd) barriers that obstruct
20 access from residential areas to
21 economic opportunities, such
22 as—

23 “(AA) the amount of
24 time it takes to reach eco-
25 nomic opportunities;

1 “(BB) the average cost
2 of commuting for transpor-
3 tation-disadvantaged popu-
4 lations compared to income
5 levels; and

6 “(CC) the number of
7 people served, by income
8 level.

9 “(ii) PERFORMANCE INDICATORS.—
10 Not later than 1 year after the date on
11 which the Secretary selects a pilot location,
12 a covered metropolitan planning organiza-
13 tion in the pilot location shall apply the
14 baseline data developed in the transpor-
15 tation connectivity inventory under clause
16 (i) to adopt not less than 1 provisional in-
17 dicator—

18 “(I) to measure multimodal
19 connectivity in the transportation sys-
20 tem to economic opportunities, includ-
21 ing measurements of multimodal
22 connectivity improvements available to
23 populations identified in clause
24 (i)(III); and

1 “(II) to appropriate to local as-
2 sets and needs.

3 “(iii) DATA COLLECTION AND RE-
4 PORTING.—A covered metropolitan plan-
5 ning organization in a pilot location
6 shall—

7 “(I) collect baseline and annual
8 performance data on multimodal
9 transportation connectivity to oppor-
10 tunity; and

11 “(II) submit the data described
12 in subclause (I) to the Secretary for
13 the duration of the pilot project.

14 “(iv) KNOWLEDGE-SHARING.—A cov-
15 ered metropolitan planning organization
16 designated as a mentor grantee under sub-
17 paragraph (B)(i)(I) shall, to the extent
18 feasible, engage in knowledge-sharing ac-
19 tivities with novice grantees designated
20 under subparagraph (B)(i)(II), which may
21 include peer exchanges and technical as-
22 sistance, as appropriate to the level of per-
23 formance measurement capacity of the
24 mentor grantee.

1 “(v) PROJECT IMPLEMENTATION.—
2 Notwithstanding section 120 of this title, a
3 covered metropolitan planning organization
4 may use funds remaining after the comple-
5 tion of the transportation connectivity in-
6 ventory under clause (i), the adoption of
7 provisional indicators under clause (ii), and
8 related tracking activities to implement
9 pilot projects within the urbanized area
10 served by the covered metropolitan plan-
11 ning organization that are reasonably an-
12 ticipated to address system gaps and im-
13 prove performance according to the locally
14 adopted provisional multimodal transpor-
15 tation connectivity measures.

16 “(D) TERMINATION.—The pilot program
17 shall terminate on the date that is 3 years after
18 the date on which the Secretary establishes the
19 pilot program.

20 “(3) NATIONAL PERFORMANCE MEASURE DE-
21 VELOPMENT ACTIVITIES.—

22 “(A) IN GENERAL.—The Secretary, using
23 not more than \$5,000,000 of the amount au-
24 thorized to be appropriated under section 7(a)

1 of the Transportation, Access, and Opportunity
2 Act of 2015, shall—

3 “(i) evaluate multimodal connectivity
4 measures developed by covered metropoli-
5 tan planning organizations in pilot loca-
6 tions; and

7 “(ii) consider development of a na-
8 tional indicator to measure the multimodal
9 connections to opportunities provided by
10 the transportation network.

11 “(B) ACTIVITIES.—To carry out the re-
12 quirements under subparagraph (A), the Sec-
13 retary shall perform the following activities:

14 “(i) NATIONAL TECHNICAL ASSIST-
15 ANCE AND PEER EXCHANGE FORUMS.—

16 The Secretary shall—

17 “(I) support the measure devel-
18 opment and data collection of covered
19 metropolitan planning organizations
20 in pilot locations through—

21 “(aa) technical assistance
22 and peer exchanges; and

23 “(bb) workshops with
24 States, transit agencies, and cov-
25 ered metropolitan planning orga-

1 nizations to discuss pilot program
2 findings; and

3 “(II) establish an online collabo-
4 ration center for local jurisdictions to
5 share ideas and challenges and docu-
6 ment lessons learned.

7 “(ii) CONNECTION TO OPPORTUNITY
8 FINAL REPORT.—

9 “(I) IN GENERAL.—Not later
10 than 180 days after the date on which
11 the pilot program terminates, the Sec-
12 retary, in consultation with the Sec-
13 retary of Housing and Urban Devel-
14 opment, the Secretary of Commerce,
15 and the Administrator of the Environ-
16 mental Protection Agency, shall seek
17 public comment on and submit to
18 Congress a final report detailing the
19 results of the pilot program.

20 “(II) CONTENTS.—The final re-
21 port submitted under subclause (I)
22 shall include—

23 “(aa) recommendations on
24 the establishment of 1 or more

1 national multimodal connectivity
2 measures;

3 “(bb) the results of the ef-
4 forts of covered metropolitan
5 planning organizations to meas-
6 ure and improve multimodal
7 connectivity;

8 “(cc) the recommendations
9 of the Secretary on the establish-
10 ment of 1 or more national
11 multimodal connectivity measures
12 and the integration of those
13 measures into the Federal trans-
14 portation performance manage-
15 ment framework in accordance
16 with section 150 of this title; and

17 “(dd) an assessment of the
18 impact of the pilot projects, in-
19 cluding—

20 “(AA) social outcomes
21 and economic impacts that
22 may result from the pilot
23 projects;

24 “(BB) estimated sav-
25 ings to Federal, State, and

1 local social service subsidy
 2 programs; and
 3 “(CC) other costs
 4 avoided and new tax reve-
 5 nues attributable to in-
 6 creased connectivity.

7 “(iii) POTENTIAL RULEMAKING.—
 8 After the Secretary submits the final re-
 9 port to Congress under clause (ii), the Sec-
 10 retary, in consultation with State Depart-
 11 ments of Transportation, metropolitan
 12 planning organizations, and other stake-
 13 holders, may promulgate a rulemaking that
 14 establishes performance measures and
 15 standards as described in section 150(c)(8)
 16 of this title.”.

17 (b) CHAPTER 53.—Section 5303 of title 49, United
 18 States Code, is amended by adding at the end the fol-
 19 lowing:

20 “(r) MEASURING TRANSPORTATION CONNECTIONS
 21 TO OPPORTUNITY.—

22 “(1) DEFINITIONS.—For purposes of this sub-
 23 section—

24 “(A) the term ‘covered metropolitan plan-
 25 ning organization’ means a metropolitan plan-

1 ning organization selected by the Secretary
2 under paragraph (2)(B)(i);

3 “(B) the term ‘opportunity’ means job con-
4 centration areas, schools, workforce training,
5 child care services, and health care services;

6 “(C) the term ‘pilot location’ means a loca-
7 tion selected by the Secretary under paragraph
8 (2)(B)(i);

9 “(D) the term ‘pilot program’ means the
10 Connection to Opportunity Pilot Program es-
11 tablished under paragraph (2)(A); and

12 “(E) the term ‘transportation-disadvan-
13 taged’, with respect to an individual or popu-
14 lation, means any individual or population of in-
15 dividuals who—

16 “(i) face challenges in securing or ac-
17 cessing transportation due to age, dis-
18 ability, or income constraints, including
19 lack of access to public transportation or a
20 private vehicle; or

21 “(ii) are members of a protected class
22 listed in section 601 of the Civil Rights Act
23 of 1964 (42 U.S.C. 2000d).

24 “(2) CONNECTION TO OPPORTUNITY PILOT
25 PROGRAM.—

1 “(A) ESTABLISHMENT.—The Secretary
2 shall establish a pilot program, to be known as
3 the ‘Connection to Opportunity Pilot Program’,
4 under which not more than 10 metropolitan
5 planning organizations shall each develop and
6 deploy not less than 1 pilot project to improve
7 multimodal connectivity and increase connec-
8 tions for transportation-disadvantaged individ-
9 uals and neighborhoods with limited transpor-
10 tation options.

11 “(B) PILOT LOCATIONS.—

12 “(i) IN GENERAL.—The Secretary
13 shall select not more than 10 metropolitan
14 planning organizations, each of which is a
15 metropolitan planning organization serving
16 an urbanized area with a population of
17 more than 200,000 individuals, which shall
18 include—

19 “(I) metropolitan planning orga-
20 nizations that can demonstrate pre-
21 vious successful use of performance
22 measurements and performance-based
23 planning efforts, which the Secretary
24 shall designate as mentor grantees;
25 and

1 “(II) metropolitan planning orga-
2 nizations that have limited or no suc-
3 cessful previous experience in per-
4 formance measurements and perform-
5 ance-based planning efforts, which the
6 Secretary shall designate as novice
7 grantees.

8 “(ii) VARYING POPULATION SIZES.—
9 The Secretary shall ensure that the metro-
10 politan planning organizations selected
11 under clause (i) serve urbanized areas with
12 varying population sizes.

13 “(C) PILOT PROGRAM ACTIVITIES.—

14 “(i) TRANSPORTATION CONNECTIVITY
15 INVENTORY.—Not later than 6 months
16 after the date on which the Secretary se-
17 lects a pilot location and awards a grant
18 under this subsection, and in consultation
19 with appropriate States, transit agencies,
20 and local governments, a covered metro-
21 politan planning organization in the pilot
22 location shall develop from existing data an
23 inventory of transportation assets within
24 the urbanized area served by the covered

1 metropolitan planning organization, which
2 shall describe—

3 “(I) the condition and quality of
4 service of key highway, transit, bicy-
5 cle, pedestrian, and carshare facilities;

6 “(II) the degree to which the fa-
7 cilities described in subclause (I) pro-
8 vide residents with connections to eco-
9 nomic opportunities, including high
10 job concentration areas, health care
11 services, childcare services, and edu-
12 cation and workforce training services;

13 “(III) the identity and location of
14 transportation-disadvantaged popu-
15 lations within the urbanized area and
16 the disparity of services and facilities
17 between those transportation-dis-
18 advantaged populations and non-
19 transportation-disadvantaged popu-
20 lations; and

21 “(IV) local challenges to
22 multimodal connectivity, such as—

23 “(aa) zoning or land use
24 issues;

1 “(bb) availability of afford-
2 able housing;

3 “(cc) availability of acces-
4 sible vehicles and accessible
5 transportation facilities that meet
6 the standards contained in sec-
7 tions 37.7 and 37.9, respectively,
8 of title 49, Code of Federal Reg-
9 ulations (or any successor there-
10 to); and

11 “(dd) barriers that obstruct
12 access from residential areas to
13 economic opportunities, such
14 as—

15 “(AA) the amount of
16 time it takes to reach eco-
17 nomic opportunities;

18 “(BB) the average cost
19 of commuting for transpor-
20 tation-disadvantaged popu-
21 lations compared to income
22 levels; and

23 “(CC) the number of
24 people not adequately
25 served, by income level.

1 “(ii) PERFORMANCE INDICATORS.—
2 Not later than 1 year after the date on
3 which the Secretary selects a pilot location,
4 a covered metropolitan planning organiza-
5 tion in the pilot location shall apply the
6 baseline data developed in the transpor-
7 tation connectivity inventory under clause
8 (i) to adopt not less than 1 provisional in-
9 dicator—

10 “(I) to measure multimodal
11 connectivity in the transportation sys-
12 tem to economic opportunities, includ-
13 ing measurements of multimodal
14 connectivity improvements available to
15 populations identified in clause
16 (i)(III); and

17 “(II) appropriate to local assets
18 and needs.

19 “(iii) DATA COLLECTION AND RE-
20 PORTING.—A covered metropolitan plan-
21 ning organization in a pilot location
22 shall—

23 “(I) collect baseline and annual
24 performance data on multimodal

1 transportation connectivity to oppor-
2 tunity; and

3 “(II) submit the data described
4 in subclause (I) to the Secretary for
5 the duration of the pilot project.

6 “(iv) KNOWLEDGE-SHARING.—A cov-
7 ered metropolitan planning organization
8 designated as a mentor grantee under sub-
9 paragraph (B)(i)(I) shall, to the extent
10 feasible, engage in knowledge-sharing ac-
11 tivities with novice grantees designated
12 under subparagraph (B)(i)(II), which may
13 include peer exchanges and technical as-
14 sistance, as appropriate to the level of per-
15 formance measurement capacity of the
16 mentor grantee.

17 “(v) PROJECT IMPLEMENTATION.—
18 Notwithstanding section 120 of title 23, a
19 covered metropolitan planning organization
20 may use funds remaining after the comple-
21 tion of the transportation connectivity in-
22 ventory under clause (i), the adoption of
23 provisional indicators under clause (ii), and
24 related tracking activities to implement
25 pilot projects within the urbanized area

1 served by the covered metropolitan plan-
2 ning organization that are reasonably an-
3 ticipated to address system gaps and im-
4 prove performance according to the locally
5 adopted provisional multimodal transpor-
6 tation connectivity measures.

7 “(D) TERMINATION.—The pilot program
8 shall terminate on the date that is 3 years after
9 the date on which the Secretary establishes the
10 pilot program.

11 “(3) NATIONAL PERFORMANCE MEASURE DE-
12 VELOPMENT ACTIVITIES.—

13 “(A) IN GENERAL.—The Secretary, using
14 not more than \$5,000,000 of the amount au-
15 thorized to be appropriated under section 7(a)
16 of the Transportation, Access, and Opportunity
17 Act of 2015, shall—

18 “(i) evaluate multimodal connectivity
19 measures developed by covered metropoli-
20 tan planning organizations in pilot loca-
21 tions; and

22 “(ii) consider development of a na-
23 tional indicator to measure the multimodal
24 connections to opportunities provided by
25 the transportation network.

1 “(B) ACTIVITIES.—To carry out the re-
 2 quirements under subparagraph (A), the Sec-
 3 retary shall perform the following activities:

4 “(i) NATIONAL TECHNICAL ASSIST-
 5 ANCE AND PEER EXCHANGE FORUMS.—

6 The Secretary shall—

7 “(I) support the measure devel-
 8 opment and data collection of covered
 9 metropolitan planning organizations
 10 in pilot locations through—

11 “(aa) technical assistance
 12 and peer exchanges; and

13 “(bb) workshops with
 14 States, transit agencies, and cov-
 15 ered metropolitan planning orga-
 16 nizations to discuss pilot program
 17 findings; and

18 “(II) establish an online collabo-
 19 ration center for local jurisdictions to
 20 share ideas and challenges and docu-
 21 ment lessons learned.

22 “(ii) CONNECTION TO OPPORTUNITY
 23 FINAL REPORT.—

24 “(I) IN GENERAL.—Not later
 25 than 180 days after the date on which

1 the pilot program terminates, the Sec-
2 retary, in consultation with the Sec-
3 retary of Housing and Urban Devel-
4 opment, the Secretary of Commerce,
5 and the Administrator of the Environ-
6 mental Protection Agency, shall seek
7 public comment on and submit to
8 Congress a final report detailing the
9 results of the pilot program.

10 “(II) CONTENTS.—The final re-
11 port submitted under subclause (I)
12 shall include—

13 “(aa) recommendations on
14 the establishment of 1 or more
15 national multimodal connectivity
16 measures;

17 “(bb) the results of the ef-
18 forts of covered metropolitan
19 planning organizations to meas-
20 ure and improve multimodal
21 connectivity;

22 “(cc) the recommendations
23 of the Secretary on the establish-
24 ment of 1 or more national
25 multimodal connectivity measures

1 and the integration of those
2 measures into the Federal trans-
3 portation performance manage-
4 ment framework in accordance
5 with section 150 of title 23; and

6 “(dd) an assessment of the
7 impact of the pilot projects, in-
8 cluding—

9 “(AA) social outcomes
10 and economic impacts that
11 may result from the pilot
12 projects;

13 “(BB) estimated sav-
14 ings to Federal, State, and
15 local social service subsidy
16 programs; and

17 “(CC) other costs
18 avoided and new tax reve-
19 nues attributable to in-
20 creased connectivity.

21 “(iii) POTENTIAL RULEMAKING.—
22 After the Secretary submits the final re-
23 port to Congress under clause (ii), the Sec-
24 retary, in consultation with State Depart-
25 ments of Transportation, metropolitan

1 planning organizations, and other stake-
 2 holders, may promulgate a rulemaking that
 3 establishes performance measures and
 4 standards as described in section 150(e)(8)
 5 of title 23.”.

6 **SEC. 5. PERFORMANCE MANAGEMENT DATA SUPPORT PRO-**
 7 **GRAM.**

8 (a) **PERFORMANCE MANAGEMENT DATA SUPPORT**
 9 **PROGRAM.**—Section 150 of title 23, United States Code,
 10 is amended by adding at the end the following:

11 “(f) **PERFORMANCE MANAGEMENT DATA SUP-**
 12 **PORT.**—To assist metropolitan planning organizations,
 13 States, and the Department in carrying out performance
 14 management analyses, including the performance manage-
 15 ment requirements of this chapter, the Secretary shall cre-
 16 ate and maintain data sets and data analysis tools.”.

17 (b) **FEDERAL SHARE.**—Section 120 of such title is
 18 amended by adding at the end the following:

19 “(l) **PERFORMANCE MANAGEMENT DATA SUP-**
 20 **PORT PROGRAM.**—The Federal share payable on ac-
 21 count of an activity under the performance manage-
 22 ment data support program under section 150(f)
 23 shall be 100 percent of the cost of the activity.”.

1 **SEC. 6. MULTIMODAL ACCOMMODATIONS.**

2 (a) DESIGN STANDARDS.—Section 109 of title 23,
3 United States Code, is amended—

4 (1) in subsection (c)—

5 (A) in paragraph (1)—

6 (i) by striking “may take into ac-
7 count” and inserting “shall take into ac-
8 count”; and

9 (ii) by striking subparagraph (C) and
10 inserting the following:

11 “(C) access and safety for users of all fore-
12 seeable modes of transportation.”; and

13 (B) in paragraph (2), by striking “may de-
14 velop” and inserting “shall develop”; and

15 (2) in subsection (m), by striking “and light
16 motorcycles” and inserting “, safe, convenient, and
17 continuous” before “alternate route”.

18 (b) TRANSPORTATION ALTERNATIVES.—

19 (1) FEDERAL SHARE.—Section 120 of title 23,
20 United States Code, as amended by this Act, is fur-
21 ther amended by adding at the end the following:

22 “(m) TRANSPORTATION ALTERNATIVES PROGRAM.—

23 The Federal share requirements under this section appli-
24 cable to the Transportation Alternatives Program under
25 section 213 of this title may be met based on—

1 “(1) an individual project or activity under that
2 section; or

3 “(2) a program of projects or activities ap-
4 proved under subsection (c)(6)(B) of that section.”.

5 (2) RESERVATION OF FUNDS.—Section
6 213(a)(1) of title 23, United States Code, is amend-
7 ed by striking “of fiscal years 2013 and 2014” and
8 inserting “fiscal year”.

9 (3) ELIGIBLE ENTITIES.—Section 213(c)(4)(B)
10 title 23, United States Code, is amended—

11 (A) by redesignating clauses (vi) and (vii)
12 as clauses (viii) and (ix); and

13 (B) inserting after clause (v) the following:

14 “(vi) a nonprofit organization;

15 “(vii) a metropolitan planning organi-
16 zation that is not developing the competi-
17 tive process for funding;”.

18 (4) PROGRAM OF PROJECTS.—Section 213(c) of
19 title 23, United States Code, is amended by adding
20 at the end the following:

21 “(6) PROGRAM OF PROJECTS.—Funds may be
22 obligated under this section for—

23 “(A) a project or activity eligible under
24 subsection (b); or

1 “(B) a program of projects or activities eli-
2 gible under that subsection.

3 “(7) ADMINISTRATION.—

4 “(A) SUBMISSION OF PROJECT AGREE-
5 MENT.—For each fiscal year, each State shall
6 submit a project agreement that—

7 “(i) certifies that the State will meet
8 all the requirements of this section; and

9 “(ii) notifies the Secretary of the
10 amount of obligations needed to carry out
11 the program under this section.

12 “(B) REQUEST FOR ADJUSTMENTS OF
13 AMOUNTS.—Each State shall request from the
14 Secretary such adjustments to the amount of
15 obligations referred to in subparagraph (A)(ii)
16 as the State determines to be necessary.

17 “(C) EFFECT OF APPROVAL BY THE SEC-
18 RETARY.—Approval by the Secretary of a
19 project agreement under subparagraph (A)
20 shall be deemed a contractual obligation of the
21 United States to pay funds made available
22 under this title.”.

23 **SEC. 7. AUTHORIZATION OF APPROPRIATIONS.**

24 (a) CONNECTION TO OPPORTUNITY PILOT PRO-
25 GRAMS.—There is authorized to be appropriated

1 \$70,000,000 for each of fiscal years 2016 through 2019
2 to carry out the Connection to Opportunity Pilot Pro-
3 grams established under—

4 (1) section 134(r) of title 23, United States
5 Code (as added by section 4 of this Act); and

6 (2) section 5303(r) of title 49, United States
7 Code (as added by section 4 of this Act).

8 (b) PERFORMANCE MANAGEMENT DATA SUPPORT
9 PROGRAMS.—There is authorized to be appropriated
10 \$10,000,000 for each of fiscal years 2016 through 2019
11 to carry out the Performance Management Data Support
12 Program under section 150(f) of title 23, United States
13 Code, as added by section 5 of this Act.

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